

STATE OF VERMONT

PUBLIC SERVICE BOARD

In re: temporary rulemaking process for wind energy projects directed by Act. 174

AFFIDAVIT

I, Sally Collopy, being duly sworn, state as follows:

1. My name is Sally Collopy. My address is 157 Swizler Point, Fairfield, VT 05455

2. I was present during the House/Senate Conference Committee meeting on the last day of the legislative session, May 6, 2016. Below is part summary/part transcript of the actually committee discussion. Here is the youtube link for verification: <https://youtu.be/zgc8QF9GRdY> . Rep. Ram proposed to remove interior sound standards at the beginning of the meeting. Senator Rodgers and fellow committee members did not agree and prevailed in arguing that the interior standard was an essential part of the existing standard and that is was necessary to protect the public health and safety of project neighbors.

May 6, 2016 - Legislative Conference Committee on S. 230 - approximately 13:45 minutes long

Rep. Ram - "So if we make this change then we're ready to accept it; we wanted to clarify that we're talking about exterior decibel levels."

Sen. Bray - "Well I think structurally it sits under B right? So it only pertains to the interim rule, at least how I read it, of course I want to verify that with counsel."

Rep. Ram - "And it's a comfort issue".

Sen. Ashe - "Which noise levels specifically does this apply to?"

Leg. Counsel Adler - "This says levels so the board has exterior and interior - I don't understand."

Rep. Hebert discussed about invading private space to measure bedroom interior noise.

Sen. Rodgers then tried to emphasize that you can choose to not let them in to monitor, but you should have that option - why take that away from them?

Rep. Klein stated that if it meets outdoors, but not inside what will you do "buy new windows"?

Sen. Rodgers asked Leg. Counsel Aaron Adler if CPG is required to meet both

Leg. Counsel Adler stated yes, if they're in the CPG

Sen. Ashe - "We understand there was a rationale for these restrictions otherwise they wouldn't be set and Rep. Kleins example may be right so why not just have exterior?"

Sen. Rodgers - "From testimony some people don't want to let people in - this doesn't change that. They don't have to let anybody in, but if somebody has a problem inside their house, they should be able to get a measurement, so I feel that interior & exterior are equally as important."

Rep. Ram stated concerns that someone could apply indoor to outdoor.

Leg. Counsel Adler - "I find that difficult to sustain as a sensible interpretation of the language because its regarding what's in the CPG and if it says interior - it's interior." He then went on to state how to clarify this.

Sen. Bray - "Notion to put this into place to be protective, if we remove one of the criteria that helps kinda assure people that they're not going to face any issues less agreeable to them than what has already happened in the current CPG it does seem like we're removing the ??? and going in the opposite direction of what we're trying to achieve in this language."

Rep. Hebert - "If there's concern about people's space being invaded we could address that in the permanent ruling."

Rep. Ram - "There was a comfort issue and I'm just trying to see if that's been addressed per the discussion."

Sen. Rodgers restated that he doesn't want to give up on measuring interior

Leg. Counsel Adler - "You can state the lowest maximum exterior and interior if you want to be more specific."

Rep. Klein - "I would be willing to go back to the original language and differentiate between the two and if there's a word smithing mistake everybody will have to live with it and so be it. We can hash this baloney out all you want, we can stay here until the sun goes down and not have a bill, that's fine with me."

Sen. Bray - " I'm not sure I understand your ????"

Rep. Klein - "I'm suggesting that we go back to the original language here with the handwritten and not differentiate between exterior and interior and if there's wiggle room somewhere, somebody will find it. "

Dated at _____ this _____ day of June, 2016.

Sally Collopy

Sworn to and subscribed before me this _____ day of June, 2016

Notary Public

My Commission Expires: _____